

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2010-006035-001 DT

09/29/2010

HONORABLE PAUL J. MCMURDIE

CLERK OF THE COURT
S. LaMarsh
Deputy

STATE OF ARIZONA

JOHN F BEATTY

v.

TOMMY MCKEY REED (001)

JAIME CHRISTINE HINDMARCH
ROSEMARIE PENA-LYNCH

CAPITAL CASE MANAGER
VICTIM SERVICES DIV-CA-CCC

COMPLEX CASE MANAGEMENT CONFERENCE

8:36 a.m.

Courtroom ECB 413

State's Attorney:	John Beatty
Defendant's Attorney:	Jaime Hindmarch and Rosemarie Pena-Lynch
Defendant:	Present
Court Reporter:	Cindy Benner

Court and counsel discuss pretrial matters.

The Court has received Defendant's Objection to Court-Ordered IQ Testing and Competency Screening, filed on or about September 28, 2010. With respect thereto,

IT IS ORDERED sustaining Defendant's objection to the IQ testing ordered by the Court in its September 20, 2010 Capital Case Assignment and Scheduling Order, and vacating the Order

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requiring such testing.

IT IS FURTHER ORDERED that Defendant has waived his right to a pretrial determination of mental retardation status. As set forth in A.R.S. §13-753, such waiver does not preclude Defendant from offering evidence of mental retardation in the penalty phase.

IT IS FURTHER ORDERED sustaining Defendant's objection to the competency screening ordered by the Court in its September 20, 2010 Capital Case Assignment and Scheduling Order and vacating the Order requiring such screening.

IT IS ORDERED that all scientific evidence shall be completed by November 8, 2010 and disclosed to the Defense.

IT IS ORDERED that the Defendant's mitigation shall be completed by June 1, 2011. The State shall have 60 days to file any response. Any replies shall be filed within 30 days of the response.

IT IS ORDERED affirming the Trial date of October 17, 2011 at 8:30 a.m. in this division.

IT IS ORDERED affirming the Trial Management Conference on October 11, 2011 at 8:30 a.m. in this division.

IT IS ORDERED setting a Status Conference on November 16, 2010 at 8:30 a.m. in this division.

JOINT CASE MANAGEMENT REPORTS:

No less than two working days before each Status Conference, the parties shall submit a Joint Case Management Report. This report will inform the court of:

1. The specific progress made since the last Case Management Conference in completing activities previously established by the court and the parties;
2. Specific case preparation to be completed before the next Case Management Conference;
3. Witnesses who have been interviewed in the preceding month;
4. Witnesses who will be interviewed in the upcoming month;
5. Pending issues to be resolved.

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IT IS ORDERED extending the time for filing pretrial motions to June 1, 2011.

IT IS ORDERED that no time be excluded. LAST DAY REMAINS: November 17, 2011.

IT IS FURTHER ORDERED affirming prior custody orders.

8:47 a.m. Matter concludes.

This case is eFiling eligible: <http://www.clerkofcourt.maricopa.gov/efiling/default.asp>